

John K. Simpson, ISB #4242
BARKER ROSHOLT & SIMPSON LLP
1010 W. Jefferson St., Ste. 102
Boise, Idaho 83702
Telephone: (208) 336-0700
Facsimile: (208) 344-6034

Attorneys for Idaho Power Company

RECEIVED

JUL 27 2015

DEPARTMENT OF
WATER RESOURCES

RECEIVED

JUL 31 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 79933

In the name of Judy H. and Don R. Atkinson

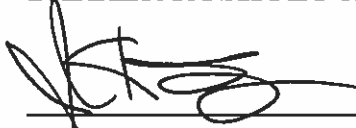
**IDAHO POWER COMPANY'S
NOTICE OF WITHDRAWAL OF
PROTEST**

IDAHO POWER COMPANY (the "Protestant"), by and through its attorneys of record, files this *Withdrawal of Protest* to the approval of the above-numbered *Application for Transfer* filed by JUDY H. ATKINSON and DON R. ATKINSON (the "Applicants").

No trust water language is warranted on 37-337A since this is a transfer of a valid, pre-1984 decreed water right from East Fork to three existing, adjacent wells. The transfer meets a policy established by IDWR for such transfers, that at least 50% of the well pumping is realized in the adjacent stream within 24 hours. In this specific case, the calculated percentage is 66%. Idaho Power would request that IDWR provide the parties the technical and legal basis for the policy for further review.

DATED this 24th day of July, 2015.

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Attorneys for Idaho Power Company

**IDAHO POWER COMPANY'S NOTICE OF WITHDRAWAL OF
PROTEST**

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of July, 2015, I served the original of the foregoing **NOTICE OF WITHDRAWAL OF PROTEST**, by hand-delivering or depositing same in the U.S. Mail, postage prepaid, as indicated, addressed to the following:

Idaho Department of Water Resources
322 East Front Street
Boise, ID 83720

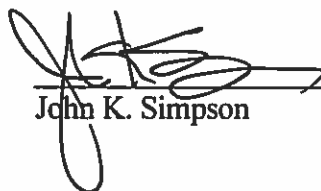
☒ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile:

Don R. and Judy H. Atkinson
P.O. Box 190
Ketchum, ID 83340

☒ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile:

Brockway Engineering, PLLC
2016 Washington St. North, Suite 4
Twin Falls, ID 83301

☒ U.S. Mail
☐ Hand Delivery
☐ Certified Mail, Return Receipt Requested
☐ Overnight Mail
☐ Facsimile:



John K. Simpson